

From: "Croxton, David" <Croxton.David@epa.gov>  
To: "Hodgkiss, Miranda" <Hodgkiss.Miranda@epa.gov>  
Date: 2/23/2018 10:59:40 AM  
Subject: RE: Revised Deschutes briefing

---

Hi Miranda,

Good work on the brief, liked your way of incorporating the changes. I made some minor tweaks, sorry they are not "tracked" in attachment. If you have comments on my changes, let me know. Otherwise I will just go ahead and send the attached version to HQ in a couple hours.

thanks

From: Hodgkiss, Miranda  
Sent: Friday, February 23, 2018 9:42 AM  
To: Croxton, David <Croxton.David@epa.gov>  
Subject: Revised Deschutes briefing

Hi Dave,

Please see the attached briefing for my additions based on our conversation with HQ yesterday. Let me know if you need anything else or have questions!

Miranda Hodgkiss

Office of Water and Watersheds

U.S. EPA Region 10

(206) 553-0692

hodgkiss.miranda@epa.gov <mailto:hodgkiss.miranda@epa.gov>

**EPA REGION 10 OWW TOPIC BRIEFING: Deschutes River TMDL Process Options**

**DRAFT - INTERNAL and DELIBERATIVE**

February 23, 2017

**Purpose**

This briefing paper serves to outline process options for taking action on the Deschutes River TMDL in Washington. Each option is associated with an approximate time to complete, along with considerations for how the action could impact the TMDL program (b) (5)

**Background**

Ecology submitted the final Phase 1 Deschutes TMDL to EPA for approval on December 17, 2015. The TMDL addresses 73 Water Quality Limited Segments (WQLS) impaired by five pollutants (temperature, dissolved oxygen [DO], pH, fecal coliform, and fine sediment). On July 17, 2017, Ecology resubmitted the Deschutes TMDL with a letter clarifying new calculations.

On September 6, 2017, Northwest Environmental Advocates (“NWEA”) filed a complaint against EPA alleging violation of section 303(d)(2) of the Clean Water Act (“CWA”) for failure to act on the Deschutes River TMDL submission. Section 303(d)(2) requires EPA to either approve or disapprove a state’s TMDL submission within 30 days of submittal. EPA filed its answer to NWEA’s complaint on January 12, 2018. NWEA has indicated that it intends to seek discovery and would like to postpone briefing for six months to provide ample time for the discovery process. Discovery will require extensive resources from R10 programs and ORC. EPA and NWEA will file a joint status report on March 1, 2018.

(b) (5)

(b) (5)

- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]
- [REDACTED]

**EPA REGION 10 OWW TOPIC BRIEFING: Deschutes River TMDL Process Options**  
**DRAFT - INTERNAL and DELIBERATIVE**  
February 23, 2017

(b) (5) [Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

**TMDL Review Action Options**

*Review actions that can be completed within 30 days:*

(b) [Redacted]  
)  
(5 [Redacted]  
) [Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

2) Expedited Full Disapproval

( [Redacted]  
b [Redacted]  
) [Redacted]  
( [Redacted]  
5 [Redacted]  
) [Redacted]  
[Redacted]

[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

*Review action that can be completed within 60 days:*

(b) [Redacted]  
)  
(5 [Redacted]  
) [Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]

[Redacted]  
[Redacted]

**EPA REGION 10 OWW TOPIC BRIEFING: Deschutes River TMDL Process Options**  
**DRAFT - INTERNAL and DELIBERATIVE**  
February 23, 2017

(b) (5) [Redacted]  
[Redacted]  
[Redacted]

*Review action that can be completed within 120 days:*

(b) [Redacted]  
)  
(5 [Redacted]  
) [Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]  
[Redacted]